
From: Tom Bowlus [<mailto:tombowlus@bowluslaw.com>]

Sent: Monday, December 02, 2013 3:48 PM

To: Dodds, Jennifer; Matt Knecht

Cc: Martwick, Cathleen; gristmillcreek@gmail.com

Subject: RE: Split Soil Sample Data and Other Documentation Collected and/or Prepared on Behalf of Grist Mill Creek, LLC During AECOM's Site Investigation, Former Whirlpool Park, Sandusky County, Ohio

Ah, thanks. My apologies, Cathy. My wife's twin sister is Kathy with a K, so I'm probably a little brain-washed...

Tom.

Thomas M. Bowlus, Esq.

The Bowlus Law Firm, Ltd.

207 N. Park Ave

Fremont, Ohio 43420

Ph: (419) 332-8260

Fax: (419) 332-4387

tombowlus@bowluslaw.com

www.bowluslaw.com

From: Dodds, Jennifer [<mailto:dodds.jennifer@epa.gov>]

Sent: Monday, December 02, 2013 4:31 PM

To: Tom Bowlus; Matt Knecht

Cc: Martwick, Cathleen; gristmillcreek@gmail.com

Subject: RE: Split Soil Sample Data and Other Documentation Collected and/or Prepared on Behalf of Grist Mill Creek, LLC During AECOM's Site Investigation, Former Whirlpool Park, Sandusky County, Ohio

Tom –

Cathy's name is spelled with a "c" not a "k". Her email is martwick.cathleen@epa.gov

Please re-send all the information to Cathy.

Thank You,

Jennifer Dodds

U.S. Environmental Protection Agency, Region 5

Land and Chemicals Division

77 West Jackson Blvd, LU-9J

Chicago, IL 60604-3590

Tel: (312) 886-1484 Fax: (312) 692-2068

dodds.jennifer@epa.gov

From: Tom Bowlus [<mailto:tombowlus@bowluslaw.com>]

Sent: Monday, December 02, 2013 3:27 PM

To: Matt Knecht; Dodds, Jennifer

Cc: martwick.kathleen@epa.gov; gristmillcreek@gmail.com

Subject: RE: Split Soil Sample Data and Other Documentation Collected and/or Prepared on Behalf of Grist Mill Creek, LLC During AECOM's Site Investigation, Former Whirlpool Park, Sandusky County, Ohio
Jennifer, Matt and I are both getting e-mails bounced back from Kathy's e-mail address, above.

Can you confirm that this is the correct e-mail address?

Thanks, Tom.

Thomas M. Bowlus, Esq.

The Bowlus Law Firm, Ltd.

207 N. Park Ave

Fremont, Ohio 43420

Ph: (419) 332-8260

Fax: (419) 332-4387

tombowlus@bowluslaw.com

www.bowluslaw.com

From: Matt Knecht [<mailto:MKnecht@hzwenv.com>]

Sent: Monday, December 02, 2013 9:47 AM

To: dodds.jennifer@epa.gov

Cc: martwick.kathleen@epa.gov; Tom Bowlus; gristmillcreek@gmail.com

Subject: Split Soil Sample Data and Other Documentation Collected and/or Prepared on Behalf of Grist Mill Creek, LLC During AECOM's Site Investigation, Former Whirlpool Park, Sandusky County, Ohio
Ms. Dodds:

At the request of Tom Bowlus, counsel for Grist Mill Creek, LLC, HzW is providing you with four documents compiled during 2013. The first attachment is an Excel spreadsheet containing the split soil analytical results collected by HzW on behalf of Grist Mill Creek during AECOM's field activities. (As an aside, Mr. Steve Wolfe was fully aware that we were collecting split samples with AECOM and, in fact, asked us in the field to not collect split samples of the same soil intervals that USEPA's contractor – Weston Solutions – was collecting split samples of; rather, if Weston Solutions collected a split of sample X, Mr. Wolfe asked us – HzW – to collect a split sample of Sample Y, so that there was not duplication between HzW split soil sampling and Weston Solutions' split soil sampling activities.) The sample designations indicated in the spreadsheet correspond to the soil boring designations assigned by AECOM. The samples indicated as "TT" correspond to soil samples collected by HzW in the area of the former grist mill during test trenching activities (hence, the designation "TT"). On the spreadsheet, HzW has highlighted values that exceed Ohio VAP generic direct contact standards (GDCS) for residential land use, bearing in mind that these comparisons to VAP standards do not necessarily have any bearing on how the USEPA (or the TSCA program) view this comparison. Finally, before leaving this first attachment, we would merely note that HzW's split soil sample data for PCBs are – in virtually every case – higher than those reported in the split samples collected by AECOM.

The second attachment is our response to the third draft of the VAP Phase I Property Assessment prepared by AECOM prior to initiation of the field work. This gives some flavor of the nature of the back and forth that occurred between Whirlpool Corporation and Grist Mill Creek in arriving at a VAP Phase I Property Assessment. I do not wish to speak for Mr. Bowlus, but it is our opinion that the final VAP Phase I Property Assessment never incorporated fully our comments or concerns outlined in this document.

The third attachment is our comments on the Phase II Work Plan developed by AECOM prior to initiation of the field work. Again, this document provides some flavor of our concerns about

statements (or misstatements) included in the Phase II Work Plan.

The final attachment is our comments on the Draft Site Assessment Report (SAR). These comments were assembled rather quickly, since Grist Mill Creek was not provided a copy of the Draft SAR until comparatively late in process, although we would note that the primary issues raised in our comments had been discussed on numerous occasions with Whirlpool Corporation and AECOM prior to our actually receiving the Draft SAR.

Should you have any questions, please do not hesitate to contact me. Tom, is there any other documentation that you would like me to provide USEPA besides these documents?

Thanks,

Matt

MATTHEW D KNECHT
PRESIDENT
HZW ENVIRONMENTAL CONSULTANTS, LLC
6105 HEISLEY ROAD
MENTOR, OHIO 44060
TEL: 440-357-1260
TOLL FREE: 800-804-8484
FAX: 440-357-1510
E-MAIL: mknecht@hzwenv.com

Lots of folks tell us "I didn't know HzW did that!" Among our varied services, we do wetlands, asbestos, Phase I and Phase II ESAs, regulatory compliance, VAP work...if it is "environmental", we probably do it. Please ask us...we would love to work with you!

Matt Knecht and HzW Environmental Consultants, LLC intend that this message be used exclusively by the addressee(s). This message may contain information that is privileged and confidential, and potentially exempt from disclosure under applicable law. Unauthorized disclosure or use of this information is strictly prohibited. If you receive this communication in error, please permanently dispose of the original message and notify Matt Knecht at 800-804-8484. Thank you